

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 TOMAY LAWRENCE HOLDIP,

5 Plaintiff,

6 v.

7 A.G. ADAM LAXALT, *et al.*,

8 Defendants.  
9

Case No. 2:17-cv-02696-APG-CWH

**ORDER ON REPORT AND  
RECOMMENDATION**

(ECF No. 4)

10 On January 18, 2018, Magistrate Judge Hoffman entered a report and recommendation  
11 that I dismiss this case without prejudice because plaintiff Tomay Lawrence Holdip did not  
12 complete an application to proceed in forma pauperis or pay the filing fee as directed. Holdip did  
13 not file an objection. Thus, I am not obligated to conduct a de novo review of the report and  
14 recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to “make a de novo  
15 determination of those portions of the report or specified proposed findings to which objection is  
16 made”); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) (“the  
17 district judge must review the magistrate judge’s findings and recommendations de novo *if*  
18 *objection is made*, but not otherwise” (emphasis in original)).

19 IT IS THEREFORE ORDERED that Judge Hoffman’s report and recommendation (**ECF**  
20 **No. 4**) **is accepted**. The complaint (**ECF No. 1-1**) **is DISMISSED without prejudice**. The clerk  
21 of court is instructed to close this case.

22 DATED this 6th day of February, 2018.

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26 ANDREW P. GORDON  
27 UNITED STATES DISTRICT JUDGE  
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